

EXHIBIT 4

MESSAGE RCVD 8/04/1994 16:18:08 23598 INBOUND PORT 1
MCII 08/04/94 17:24

2863

1724 08/04 08557888 UREB2590
FAX VERIFICATION 2590 001.9 MINS
ON 08/04/94 17:24 TO- 9186622112 9186622112
CMID-0023597 DEPT-PC
0023597 PC AT19:20 08-04
9186622112
BT

GOOD AFTERNOON, THIS IS TAUBER OIL COMPANY -- HOUSTON, TEXAS U.S.A.

AUGUST 4, 1994

ATTN: MR. STEVE BECKLOFF
COMPANY: PHILLIPS 66 COMPANY
A DIVISION OF PHILLIPS PETROLEUM COMPANY
ADDRESS: 856 ADAMS BUILDING
BARTLESVILLE, OK. 74004

INVOICE: SAME

ATTN: SAME

ADDRESS: SAME

RE: TAUBER OIL COMPANY MTBE SALES CONTRACT S-37965

THIS TELEXED SALES CONTRACT, ALONG WITH TAUBER OIL
COMPANY'S GENERAL TERMS AND CONDITIONS DATED MAY 20, 1988,
CONSTITUTES THE ENTIRE AGREEMENT BETWEEN STEVE BECKLOFF AND
SCOTT PODSEDNIK ON THIS DATE, WHEREIN TAUBER OIL
COMPANY HAS AGREED TO SELL PHILLIPS 66 COMPANY A DIVISION OF
PHILLIPS PETROLEUM COMPANY THE FOLLOWING:

TO THE EXTENT OF ANY CONFLICT BETWEEN THE TERMS CONTAINED IN THIS
TELEX CONTRACT AND TAUBER'S GENERAL TERMS AND CONDITIONS, THE TERMS
IN THIS TELEX CONTRACT SHALL PREVAIL.

QUANTITY: 150,000 BARRELS +/- 5 PCT (SELLERS OPTION)

PRODUCT: MTBE-MEETING 95 WT. PCT MIN. PURITY
.5 WT. PCT MAX. MECH
1500 PPM H2O MAX.

PRICE: PLATT'S USGC AVERAGE WATERBORNE MEAN
PLUS USD .0125 PER NET GALLON FOR THE WEEK
LOADING COMMENCES (SUNDAY BEGINS WEEK)

C.F.R. HOUSTON, TEXAS

SHIPPING PERIOD: OCTOBER/NOVEMBER/DECEMBER, 1994
(APPROXIMATELY 50,000 BARRELS EACH MONTH,
AS MUTUALLY SCHEDULED.

PAYMENT TERMS: NET TEN (10) AFTER BILL OF LADING DATE BY
WIRE TRANSFER.

LET # 73-88-0116 SR ST

dar

TAUBER002200

SCHEDULING: PLEASE HANDLE ALL SCHEDULING THROUGH KEVIN WILSON
OR JANET MILLER AT 713/869-8700.

INSPECTIONS: INSPECTION FOR QUALITY AND QUANTITY IS TO BE
PERFORMED BY A LICENSED PETROLEUM INSPECTOR AT
POINT OF LOADING. QUANTITY IS TO BE BASED ON
SHORE TANK DOWN GAUGES AND QUALITY IS TO BE BASED
ON BARGE COMPOSITE SAMPLES. COST OF SUCH
INSPECTION TO BE BORNE EQUALLY BETWEEN BUYER AND
SELLER.

TITLE TO: TITLE TO AND RISK OF LOSS OF PRODUCT SHALL PASS
FROM SELLER TO BUYER AT THE FLANGE CONNECTION
BETWEEN THE TERMINAL DISCHARGE LINE AND THE
VESSEL RECEIVING LINE.

DEMURRAGE: DEMURRAGE WILL BE PAYABLE PER RUNNING HOUR OR PRO
RATA FOR PART THEREOF FOR ALL USED LAYTIME PER
CHARTER PARTY. ALLOWED LAYTIME SHALL BE
CALCULATED AT 3 HOURS PLUS 2500 B.P.H.

OTHER: REGARDING TAUBER GENERAL TERMS AND CONDITIONS,
DELETE CLAUSE VI, FIRST SENTENCE OF BOTH CLAUSE
VII AND CLAUSE X.E AND +ON HANDLING OR USE OF THE
PRODUCT DELIVERY HEREUNDER+ FROM CLAUSE XIII.

A FIFTEEN (15) DAY PRIOR MONTH NOTIFICATION IS
REQUIRED, SHOULD PHILLIPS ELECT TO CANCEL
VOLUME FOR MONTH STATED.

M.S.D.S.: SELLER REPRESENTS THAT IT HAS PROVIDED OR WILL
PROVIDE BUYER UPON REQUEST WITH AN APPROPRIATE
MATERIAL SAFETY DATA SHEET, LABELS AND ANY
UPDATED INFORMATION FOR THE PRODUCTS IN
ACCORDANCE WITH THE APPLICABLE REQUIREMENTS OF
THE OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION
AT OR PRIOR TO THE TIME OF DELIVERY.

PLEASE ADVISE YOUR AGREEMENT TO THE FOREGOING BY RETURN TELEX
WITHIN 24 HOURS. IN THE EVENT WE DO NOT RECEIVE YOUR REPLY AS
REQUESTED, THEN THIS CONTRACT SHALL BE THE GOVERNING INSTRUMENT.

REGARDS,

SCOTT PODSEDNIK
MCI TELEX NUMBER: 6868905 TAUBER (PRIMARY NUMBER)
TELEX NUMBER: 76-2757 TAUBER HOU
TWX NUMBER: 910-881-1645 TAUBOIL HOU
FAX NUMBER: 713-869-8069
TRT NUMBER: 1561535 TAUBER HOU

NNNN

TAUBER002201

FROM.. BLAINE JANZEN

CC.. TAUBER OIL
ATTN.. KEVIN WILSON
FAX.. 713-869-8069

CC.. SGS
ATTN.. CINDY SMITH
FAX.. 713-479-2734

TO.. OILTANKING HOUSTON
ATTN.. MARSHA WATKINS
FAX.. 713-457-7990

*PHILCO
S-37965
P*

BBJ4.215

THIS FAX SERVES TO CONFIRM MUTUAL ACCEPTANCE OF THE FOLLOWING
VERBAL NOMINATION..

PHILLIPS CONTRACT NO. SW-94075

PRODUCT.. MTBE
APPROX. QUANTITY.. 50 MB
BOAT.. TBN
BARGES.. HW 2520, HW 3027
LOAD PORT.. GATX - GALENA PARK
DISCHARGE PORT.. OILTANKING - HOUSTON
LOAD ETA.. SEPTEMBER 29 - 30, 1994
DISCHARGE ETA.. SEPTEMBER 30 - OCTOBER 1, 1994
INSPECTOR.. SGS
LOAD CHARGES.. 50/50 PHILLIPS / TAUBER
DISCHARGE CHARGES.. 100 PCT PHILLIPS
COMMENTS.. QUANTITY TO BE BASED ON STATIC SHORE TANK
DOWN GAUGE AT LOAD PORT.
Q QUALITY TO BE DETERMINED ON BARGE COMPOSITE
AFTER LOAD.

SPECS

MTBE CONTENT
METHANOL
WATER

SPECIFICATIONS

95.0 PCT W. MIN
0.5 PCT W. MAX
1500 PPM MAX

REGARDS,

BLAINE JANZEN
PHILLIPS 66 COMPANY, A DIVISION
OF PHILLIPS PETROLEUM COMPANY
BARTLESVILLE, OK
TELEX NUMBER 796289
FAX NUMBER 918-662-2112
SEPTEMBER 27, 1994